IN THE HIGH COURT OF JUDICATURE AT BOMBAY
TESTAMENTARY AND INTESTATE JURISDICTION

NOTICE OF MOTION NO.85 OF 2007
IN
TESTAMENTARY SUIT NO.20 OF 2003
IN
TESTAMENTARY PETITION NO.696 OF 2002

Nitin H. Parikh ....Plaintiff
V/s.
Chandrakant H. Parikh & Ors. ....Defendants

Mrs.Nisha Valani for the Defendants in support of the Notice of Motion.

Mr.L.C. Tolat i/b L.C. Tolat & Co. for the Plaintiff.

CORAM : S.J. VAZIFDAR, J.
DATED : 7TH DECEMBER, 2007.

P.C. :

1. This Notice of Motion is misconceived. Even assuming that the order dated 26.6.2003 is wrong, the remedy of Defendant No.1 is to challenge the same in Appeal and not to challenge the same again before a Court of co-ordinate jurisdiction.